

associated elements. In regard to claims 14, 15, and 24-30, Official Notice is taken of the use of electronic components in the gaming and advertising art. It would have been obvious to one having ordinary skill in the art at the time the invention was made to use the claimed particulars since the use of such is old and well known in the art."

The Applicant traverses all of the Examiner's assertions. The Applicant may only respond to specific portions of the Examiner's assertions, but intends to traverse all of the Examiner's assertions.

DOUBLE PATENTING RESPONSE

For Claims 1-30, rejected under the judicially created doctrine of obviousnesstype double patenting the Applicant includes a terminal disclaimer under 37 C.F.R. 1.321(b) and the fee required by 37 CFR 1.20(d).

The Applicant traverses the Examiner's Official Notice for Claims 14, 15 and 24-30. The Applicant submits the graphical tabs, graphical break open windows and other associated graphical elements and electronic components claimed by the Applicant either alone, or in combination are not old or well known in either the gaming arts or the advertising arts. The claimed invention illustrates new and novel graphical features and elements for coupons including a game of chance used on electronic components not previously known in either the gaming arts or the advertising arts.

Since the Applicant has pointed out supposed errors in the Examiner's Official Notice, the Applicant requests under the holding of *In re Zurko* 258 F.3d 1379 (Fed. Cir. 2001) that the Examiner provide documentary evidence for the Official Notice if the double patenting rejection going to be maintained.

CONCLUSION

None of the other prior art made of record by the Examiner is pertinent to the Applicant's disclosure and does not anticipate, teach or suggest the Applicant's claimed invention.

The Applicant therefore submits that all of the claims in their present form in association with the terminal disclaimer are immediately allowable over the cited prior art and requests the Examiner immediately pass all of the pending claims 1-30 to allowance.

Respectfully submitted.

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Dated: November 4, 2005

A handwritten signature in black ink, appearing to read "Stephen Lesavich", written over a horizontal line.

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